

United States District Court

EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

VAN ALSTYNE INDEPENDENT
SCHOOL DISTRICT

v.

ANDRE S. and SHANNON S.,
as next friends for CHASE S.

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§
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Case No. 4:09-CV-89
Judge Schneider/Judge Mazzant

MEMORANDUM ADOPTING REPORT AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. §636. On February 1, 2010, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Defendants' Motion to Dismiss on Grounds of Mootness (Dkt. #21) be granted.

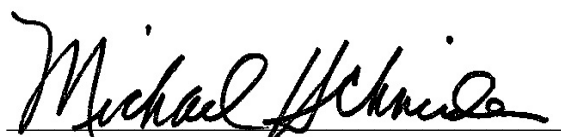
Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court.

It is, therefore, **ORDERED** that Defendants' Motion to Dismiss on Grounds of Mootness (Dkt. # 21) is GRANTED. It is further

ORDERED that the decision of the hearing officer is **VACATED** and this case is **DISMISSED** with prejudice.

IT IS SO ORDERED.

SIGNED this 23rd day of February, 2010.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE